

CONCURRENT RESOLUTION

OF THE GENERAL ASSEMBLY OF THE STATE OF IOWA, MEMORIALIZING CONGRESS TO PROVIDE INDEMNITY FOR SETTLERS ON THE DES MOINES RIVER LANDS.

WHEREAS, Many of the settlers upon the so-called "Des Moines River Lands," located
2 above the Raccoon Fork of said river, entered upon the same in good faith, with the intent
3 to make pre-emption or homestead entries, in accordance with decisions of the Department
4 of the Interior that the same were public lands and subject to pre-emption and homestead
5 entry as such; and

WHEREAS, By repeated decisions of the Supreme Court of the United States the lands so
2 entered upon by such settlers have been held to have been reserved from such entry, as
3 lands embraced in the Des Moines River grant of August 8, 1846, and the title hereto, to
4 have passed, by virtue of the Joint Resolution of March 2, 1861, "to quiet title to lands in
5 the State of Iowa," and an act of Congress of July 12, 1862, entitled "An act confirming a
6 land claim in the State of Iowa and for other purposes," to the State of Iowa for the
7 benefit of *bona fide* purchasers thereof from said State; and

WHEREAS, A bill for an act entitled "an act to quiet the title of settlers on the Des
2 Moines River lands in the State of Iowa and for other purposes," passed by the Senate and
3 House of Representatives of the United States at its present session, has failed to become a
4 law, by reason of the veto of the President, the reason of such veto being, as maintained by
5 the President, want of power in Congress to enact the same; therefore,

Be it resolved by the Senate of the State of Iowa, the House of Representatives concurring :

That our Senators and Representatives in Congress be and they hereby are requested to
2 use their best endeavors to secure the prompt enactment of a law whereby full and com-
3 plete indemnity shall be provided for all persons who in good faith, with intent to obtain
4 title thereto under the pre-emption or homestead laws of the United States, have entered
5 upon any of the lands for which indemnity lands have been selected and received under
6 and by virtue of the adjustment and settlement referred to in the act of Congress of March
7 3, 1871, entitled, "An act confirming the title of certain lands," and which lands so entered
8 upon, under decisions of the Supreme Court of the United States heretofore made, were
9 not subject to such entry for the reason that the same were reserved from entry and sale as
10 belonging to the Des Moines River Land Grant of August 8, 1846 ; *provided* that such indem-
11 nity shall not in any case be for any greater quantity of land than one hundred and sixty
12 acres.